

**UNITED STATES PATENT & TRADEMARK OFFICE**

Examiner: MELLER, Michael V.    Art Unit: 1655

Re:    Application of:    NA, Min Kyun, et al.

Serial No.:    10/537,688

Filed:    June 6, 2005

For:    **EXTRACT OF CERCIS CHINENSIS  
HAVING ANTI-OXIDANT ACTIVITY  
AND ANTI-AGING ACTIVITY, AND  
COSMETICAL COMPOSITION  
CONTAINING THE EXTRACT FOR  
ANTI-OXIDATION, SKIN-AGING  
PROTECTION AND WRINKLE  
IMPROVEMENT**

Confirmation No.:    8393

**RESPONSE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

March 26, 2007

Sir:

Responsive to the Office Action dated February 26, 2007, the following remarks are made:

**A.    Restriction Requirement**

In response to the restriction requirement, Applicants elect to further prosecute in this patent application Group I, claims 1-11 drawn to a composition.

**B.    Election of Species**

In response to the election of species requirement, Applicants elect to further prosecute in this case the species "soft lotion" in claim 9 and "tablets" in claim 11 in the event that no generic

claim is finally held allowable. It is believed that claims 1-11 currently read on the elected species.

C. FEES

This response is being filed within the short timed period for response. No further fees are believed to be required. If, on the other hand, it is determined that further fees are necessary or any overpayment has been made, the Commissioner is hereby authorized to debit or credit such sum to Deposit Account No. 02-2275.

Pursuant to 37 CFR 1.136(a)(3), please treat this and any concurrent or future reply in this application that requires a petition for an extension of time for its timely submission as incorporating a petition for extension of time for the appropriate length of time. The fee associated therewith is to be charged to the above-mentioned deposit account.

An early and favorable action on the merits is earnestly solicited.

Respectfully submitted,

LUCAS & MERCANTI, LLP

By: 

Hyun Soon Cho  
Recognition No. L0306

LUCAS & MERCANTI, LLP  
475 Park Avenue South  
New York, New York 10016  
212-661-8000

CERTIFICATE OF EFS-WEB TRANSMISSION

I hereby certify that this Response is  
being EFS-Web transmitted to the  
Commissioner for Patents on the  
date shown below.

March 26, 2007

LUCAS & MERCANTI, LLP

BY: 

Hyun Soon Cho